

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ERIN FYFE,

Plaintiff,

v.

DR. MICHAEL POMPEY,

Defendant.

No. 96-01613 CW

ORDER GRANTING  
APPLICATION FOR  
RENEWAL OF  
JUDGMENT

Pro se Plaintiff Erin Fyfe applies for renewal of a \$300,000 default judgment entered against Defendant Dr. Michael Pompey on July 5, 2002. Plaintiff indicates that, over the last nine years, he has attempted to locate Dr. Pompey to enforce the judgment, but he has been unsuccessful.

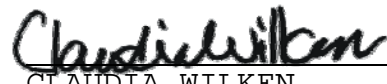
The law of the forum state controls the time limits applicable to the enforcement of a judgment. Fed. R. Civ. P. 69(a)(1); Espanol v. Tookes, 2010 WL 582145, \*1 (N.D. Cal.). The law of California, the forum state, provides that a money judgment may not be enforced after the expiration of ten years following the date of entry of judgment. Cal. Civ. Proc. Code § 683.120(a), (b). However, a judgment may be renewed for a period of ten years if the renewal is filed before the expiration of the judgment. Cal. Civ. Proc. Code §§ 683.120 (a), (b); 683.130.(a). Filing an application

1 for renewal automatically renews the judgment. Cal. Civil Proc.  
2 Code § 683.150(a).

3 For good cause appearing, the Court grants Plaintiff's  
4 application for renewal of judgment against Defendant Dr. Michael  
5 Pompey in the amount of \$300,000, with interest thereon accruing  
6 from July 5, 2002 as provided by 28 U.S.C. § 1961, plus Plaintiff's  
7 cost of suit. The Clerk of the Court shall enter a separate  
8 renewed judgment.

9  
10 IT IS SO ORDERED.

11  
12 Dated: 9/29/2011



CLAUDIA WILKEN  
United States District Judge

UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

FYFE,

Plaintiff,

v.

POMPEY, ET AL et al,

Defendant.

Case Number: CV96-01613 CW

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on September 29, 2011, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Erin Fyfe  
19846 Via Redonda Road  
Sonora, CA 95370-8408

Dated: September 29, 2011

Richard W. Wieking, Clerk  
By: Nikki Riley, Deputy Clerk

United States District Court  
For the Northern District of California